

Court No. - 86

Case :- APPLICATION U/S 482 No. - 41600 of 2023

Applicant :- Sandeep Pandey

Opposite Party :- State of U.P. and Another

Counsel for Applicant :- Akhilesh Kumar Mishra

Counsel for Opposite Party :- G.A.

Hon'ble Rajiv Gupta,J.

1. Heard learned counsel for the applicant, learned A.G.A. for the State and perused the record.

2. This application under Section 482 Cr.P.C. has been filed with the prayer to quash the entire proceedings of Criminal Case No. 22403 of 2022 (State Vs. Sandeep Pandey and others) arising out of Case Crime No. 323 of 2022, under sections 323, 504, 427, 308 IPC, P.S Kalwari, District Basti including charge sheet dated 5.11.2022 as well as cognizance order dated 24.11.2022 passed by Judicial Magistrate-I, Court No. 12, Basti.

3. After some arguments, learned counsel for the applicant has made a statement at the Bar, on instructions, that he does not want to press other prayers made in the instant application and states that the applicant is ready to appear before the court below and seek his bail and that his release be considered in view of law laid down by Hon'ble Apex Court in the case of **Satender Kumar Antil Vs. Central Bureau of Investigation and another reported in (2022) 10 SCC 51.**

4. Per contra, learned AGA states that he has no objection to the aforesaid prayer made by learned counsel for the applicant for not pressing the other prayers made in the instant application.

5. In view of the above, in case the applicant appears before the court below within three weeks from today and seeks bail, his release be considered in view of law laid down by Hon'ble Apex Court in the case of **Satender Kumar Antil Vs. Central Bureau of Investigation and another reported in (2022) 10 SCC 51.**

6. With the aforesaid observations, this application under Section 482 Cr.P.C. is finally disposed off.

Order Date :- 21.11.2023

RPD